



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Set A Public Hearing For February 7, 2010 To Consider The Certification Of The Final Environmental Impact Report And The Adoption Of The General Plan

**MEETING DATE:** February 3, 2010

**PREPARED BY:** Community Development Director

**RECOMMENDED ACTION:** Set a Public Hearing for February 17, 2010 to consider the certification of the Final Environmental Impact Report and the adoption of the General Plan.

**BACKGROUND INFORMATION:** The City Council received a presentation on the Draft Environmental Impact Report (DEIR) and General Plan at the January 6, 2010 meeting. The City Council received one public comment at the meeting from Mr. Bruce Fry regarding land use designations for property south of Harney Lane. Subsequent to the meeting, the public comment period closed for comments related to the DEIR. We received **44** letters from a combination of citizens and public agencies. We are finalizing the response to comments and will have the Final EIR prepared at least **10** days prior to the Public Hearing.

In May 2006, the City entered into an agreement with the consulting firm of Dyett & Bhatia to prepare the update to the General Plan and an Environmental Impact Report. The firm and their sub-consultants have been working diligently on this program since that time. Completed work includes the following activities:

## Public Participation

- Workshops and Meetings with interested public;
- Workshops specifically with the Planning Commission and City Council;
- Stakeholder interviews and neighborhood meetings;
- Presentations to service clubs and community organizations;
- Newsletters;
- A mail-in survey sent to all residential addresses in the City;
- Comments via e-mail, and;
- The project Website.

## Products

- Working Paper #1: Land Use, Transportation, Environment and Infrastructure;
- Working Paper #2: Urban Design and Livability;
- Working Paper #3: Growth and Economic Development Strategy;
- Working Paper #4: Greenbelt Conservation Strategies;
- Sketch Plan Report identifying alternative land use scenarios;
- Preferred Land Use Plan;
- Draft Environmental Impact Report, and;

Approved:   
Blair King, City Manager

- Draft General Plan.

The Draft Environmental Impact Report (DEIR) was released for public review and comment on November 25, 2009. Pursuant to the California Environmental Quality Act, the Draft shall be available for comment for no less than 45 days. This meeting will enable interested parties to provide comment that will be included in the final document. The Planning Commission has had the opportunity to take comment as well as provide comment at its December 9, 2009 meeting. The Final Environmental Impact Report will be provided to the City Council at the time of its deliberation on the General Plan.

As with all EIRs, this document assesses the potential impacts the proposed General Plan may have on specific environmental topics. This has been done on a program level rather than the detail required with specific development projects. This DEIR also addresses alternatives to the Draft General Plan including a No Project scenario. **As** a result of the environmental review, there are several changes that are being proposed to the Draft General Plan policies. We believe these changes are necessary as mitigation in order to help reduce or clarify certain impacts created by the plan's implementation.

The Draft General Plan was distributed to the Planning Commission in two segments. The first at the August 26, 2009 meeting included the Introduction, Land Use, Community Design & Livability, Parks, Recreation & Open Space, Conservation and Safety chapters. At the Commission's September 9, 2009 meeting, the remaining chapters of the Draft General Plan were distributed including Growth Management & Infrastructure, Transportation, Noise and the Implementation Appendix. The one chapter that has not been completed and will be on a separate review program is the Housing Element. The entire Plan as described has been made available on the Website with notification being made through the Lodi News Sentinel and by mailing and emailing to the list of interested parties.

The Planning Commission had public hearings on September 23, October 14, October 28 and December 9, 2009. During these hearings few public comments were received. Staff has also presented the Draft General Plan to several of the City's boards and commissions. To date the only written comment received was from the Parks and Recreation Commission, which is requesting an additional policy be included in the Parks, Recreation and Open Space element dealing with on going park maintenance funding.

**FISCAL IMPACT:** N/A

**FUNDING AVAILABLE:** N/A

  
\_\_\_\_\_  
Konradt Bartlam  
Community Development Director

KB/kjc



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of this fax by calling 333-6702***

CITY OF LODI  
P. O. BOX 3006  
LODI, CALIFORNIA 95241-1910

**ADVERTISING INSTRUCTIONS**

**SUBJECT: PUBLIC HEARING TO CONSIDER CERTIFICATION OF FINAL  
ENVIRONMENTAL IMPACT REPORT AND ADOPTION OF THE  
GENERAL PLAN**

**PUBLISH DATE: SATURDAY, FEBRUARY 6, 2010**


**LEGAL AD**

**TEAR SHEETS WANTED: One (1) please**

**SEND AFFIDAVIT AND BILL TO:** RANDI JOHL, CITY CLERK  
City of Lodi  
P.O. Box 3006  
Lodi, CA 95241-1910

**DATED: THURSDAY, FEBRUARY 4, 2010**

**ORDERED BY: RANDI JOHL  
CITY CLERK**

  
JENNIFER M. ROBISON, CMC  
ASSISTANT CITY CLERK

\_\_\_\_\_  
MARIA BECERRA  
ADMINISTRATIVE CLERK

**Verify Appearance of this Legal in the Newspaper – Copy to File**

Faxed to the Sentinel at 369-1084 at _____ (time) on _____ (date) _____ (pages)			
LNS _____	Phoned to confirm receipt of all pages at _____ (time) _____		MB _____ JMR (initials)



## **DECLARATION OF POSTING**

### **PUBLIC HEARING TO CONSIDER CERTIFICATION OF FINAL ENVIRONMENTAL IMPACT REPORT AND ADOPTION OF THE GENERAL PLAN**

On Friday, February 5, 2010, in the City of Lodi, San Joaquin County, California, a Notice of Public Hearing to consider certification of Final Environmental Impact Report and adoption of the General Plan (attached and marked as Exhibit A) was posted at the following locations:

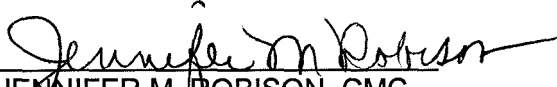
Lodi Public Library  
Lodi City Clerk's Office  
Lodi City Hall Lobby  
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 5, 2010, at Lodi, California.

ORDERED BY:

**RANDI JOHL  
CITY CLERK**

  
JENNIFER M. ROBISON, CMC  
ASSISTANT CITY CLERK

\_\_\_\_\_  
MARIA BECERRA  
ADMINISTRATIVE CLERK



## **DECLARATION OF MAILING**

### **PUBLIC HEARING TO CONSIDER CERTIFICATION OF FINAL ENVIRONMENTAL IMPACT REPORT AND ADOPTION OF THE GENERAL PLAN**

On Friday, February 5, 2010, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Notice of Public Hearing to consider certification of Final Environmental Impact Report and adoption of the General Plan, attached hereto marked Exhibit A. The mailing list for said matter is attached hereto marked Exhibit B.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 5, 2010, at Lodi, California.

ORDERED BY:

**RANDI JOHL**  
**CITY CLERK, CITY OF LODI**

  
JENNIFER M. ROBISON, CMC  
ASSISTANT CITY CLERK

\_\_\_\_\_  
MARIA BECERRA  
ADMINISTRATIVE CLERK



# CITY OF LODI

Carnegie Forum  
305 West Pine Street, Lodi

## NOTICE OF PUBLIC HEARING

Date: February 17, 2010

Time: 7:00 p.m.

For information regarding this notice please contact:

**Randi Johl**

**City Clerk**

**Telephone: (209) 333-6702**

**EXHIBIT A**

### 1 OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Wednesday, February 17, 2010**, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following item:

**a) Certification of Final Environmental Impact Report and adoption of the General Plan.**

Information regarding this item may be obtained in the Community Development Department, 221 West Pine Street, Lodi, (209) 333-6711. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 West Pine Street, 2<sup>nd</sup> Floor, Lodi, 95240, at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

Randi Johl  
City Clerk

**Dated: February 3, 2010**

Approved as to form:

D. Stephen Schwabauer  
City Attorney

General Plan Update – mailing list

**EXHIBIT B**

	<b>Company</b>	<b>FirstName</b>	<b>LastName</b>	<b>Address1</b>	<b>City</b>	<b>State</b>	<b>Postal Code</b>
1.	J. Manassero			2171 E. Armstrong Rd.	Lodi	CA	95242
2.		Denis	Silber	1050Port Chelsea Cr.	Lodi	CA	95240
3.	Calif. Valley Miwok Tribe	Silvia	Burley, Chairperson	10601 Escondido Place	Stockton	CA	95212
4.	Ione Band of Miwok Indians	Matthew	Franklin, Chairperson	P.O. Box 1190	Ione	CA	95640
5.	North Valley Yokuts Tribe	Katherine Erolinda	Perez	P.O. Box 717	Linden	CA	95236
6.	Southern Sierra Miwuk Nation	Anthony	Brochini, Chairperson	P.O. Box 1200	Mariposa	CA	95338
7.	Wilton Rancheria	Mary	Daniels- Tarango, Chaimerson	7916Farnell Way	Sacrame nto	CA	95823
8.	Brookfield Homes	Douglas	Brewer	500 La Gonda Way, Suite 100	Danville	CA	94526

## Kari Chadwick - sent via e.Notification

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